IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

TUESDAY, THE 13TH MARCH 2007 / 22ND PHALGUNA 1928

WP(C).No. 21801 of 2005(U)

PETITIONER:

KERALA CO-OPERATIVE HOSPITAL
FEDERATION LTD.NO.4420, COCHIN-17,
ERP. BY ITS SECRETARY, M.M. ABDURAHMAN.

BY ADV. SRI.C.P.MOHAMMED NIAS

RESPONDENTS:

UNIVERSITY OF CALICUT, REP. BY ITS
REGISTRAR, THENHIPALAM, CALICUT.

BY ADV. SRI.E.S.ASHRAF, SC, CALICUT UNIVERSITY

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 13/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 TRUE COPY OF MEMORANDUM OF UNDERSTANDING INTO BETWEEN THE PETITIONER AND THE RESPONDENT DATED 6.8.1999

EXT.P2 TRUE COPY OF THE RNEWED MEMORANDUM OF UNDERSTANDING DATED 24.11.2003

EXT.P3 TRUE COPY OF THE LETTER DATED 17.6.2005

RESPONDENT'S EXHIBITS:

ANNEXURE R1(a) TRUE COPY OF THE MINUTES OF MEETING DATED 30.6.2005 OF THE SYNDICATE

ANNEXURE R1(b) TRUE COPY OF THE UNIVERSITY ORDER DATED 23.7.2005

TRUE COPY

P.S. TO JUDGE.

C.N.RAMACHANDRAN NAIR,J.

W.P.C. NO. 21801 OF 2005

Dated this the 13th day of March, 2007

JUDGMENT

W.P. was filed challenging Ext.P3 whereunder the University has cancelled the nursing course and Physiotherapy course in the petitioner's Hospital. Since there was no interim order in the WPC, University arranged for commencement of same courses in some other Hospital in Kozhikode. Counsel for the University submitted that petitioner will be allowed to complete the courses already started. In the circumstances, W.P. is closed without prejudice to the petitioner's claim for damages against University, if tenable.

(C.N.RAMACHANDRAN NAIR)
Judge